Docket No.

284133US0X PCT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Hirotaka HARO, et al.

SERIAL NO:

: 10/562,906

GAU:

FILED:

December 30, 2005

EXAMINER:

FOR:

ADHESION INHIBITING MATERIAL FOR VERTEBRAL/SPINAL OPERATION

# INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

#### REFERENCES

- The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

### **RELATED CASES**

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

### **CERTIFICATION**

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- □ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

## DEPOSIT ACCOUNT

Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Norman F. Oblon

Registration No. 24,618

Customer Number

22850

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)

Surinder Sachar

Registration No. 34,243

U.S. PCT Application Serial No: 10/562,906

Filed: December 30, 2005 Hirotaka HARO, et al.

Docket No. 284133US0XPCT

# STATEMENT OF RELEVANCY

- 1) References have been cited in the International Search Report. A copy of these references is being submitted herewith.
- 2) References have been cited in the corresponding Search Report. A copy of these references is being submitted herewith.
- 3) References <u>AA-AW & AAA-AAM</u> are discussed in the specification. A copy of these references is being submitted herewith.
- 4) References are additional prior art known to Applicant. A copy of these references is being submitted herewith.

Form PTO 1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE			ATTY DOCKET NO.		SERIAL NO.			
			284133US0X PCT	10/562,906				
			APPLICANT					
LIST OF	REFE	RENCES CITED BY API	PLICANT	Hirotaka HARO, et al.				
				FILING DATE		GROUP		
				December 30, 2005				
				U.S. PATENT DOCUMENTS				
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS		
	AA	5 906 997	05/25/99	Herbert E. SCHWARTZ et al.				
	AB	6 017 301	01/25/00	Herbert E. SCHWARTZ et al.			_	
	AC	6 034 140	03/07/00	Herbert E. SCHWARTZ et al.				
	AD	5 480 436	01/02/96	Dirkjan BAKKER et al.				,
	AE	5 056 839	10/15/91	Yi C. YOON				
	AF	6 221 109	04/24/01	Peter GEISTLICH et al.				
	AG	6 066 325	05/23/00	Donald G. WALLACE et al.				
			FO	REIGN PATENT DOCUMENTS				
			T	The state of the s				
		DOCUMENT NUMBER	DATE	COUNTRY	TRAI			SLATION NO
	АН	57-167919	10/16/82	JP				NO
	At	2953702	09/27/99	JP				NO
	AJ	8-157378	06/18/96	JP				NO
	AK	10-502663	03/10/98	JP				NO
	AL	1-301624	12/05/89	JP				NO
	АМ	3399526	04/21/03	JP				NO
	AN	3425147	07/07/03	JP				NO
	AO	2905718	06/14/99	JP				NO
	AP	2905719	06/14/99	JP				NO
	AQ	27 22 563	11/30/78	DE		<u> </u>		NO
	AR	10-244611	09/14/98	JP		-		NO
	AS	2001-278984	10/10/01	JP				NO
	AT	2000-210376	08/02/00	JP				NO
	AU	02/22184	03/21/02	wo	-		<del>- +</del>	NO
	AV	107 055	05/02/84	EP			$\neg$	NO
	AW	3359909	12/24/02	JP				NO
				ncluding Author, Title, Date, Pertinent				
					Pages, et	C.)		
	AX			_				
	AY							
	AZ				Addit	ional Refer	ences s	sheet(s) attached
Examiner					Date Considered			
*Examiner: Ini	tial if re	eference is considered, v	whether or not	citation is in conformance with MPEP 60	1		-tanking	If and in
conformance a	and not	considered. Include cor	by of this form	with next communication to applicant.	9, Ulaw iin	e unougn c	nousik	ir not in

Form PTO 1449		U.S. DEPARTMENT OF COMMERCE	ATTY DOCKET NO.	SERIAL NO.				
(Modified)		PATENT AND TRADEMARK OFFICE	284133US0X PCT	10/562,906				
			APPLICANT					
LIST OF R	EFEF	RENCES CITED BY APPLICANT	Hirotaka HARO, et al.					
			FILING DATE	GROUP				
			December 30, 2005					
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)								
,	AAA	The Japanese Journal of Artificial Organs, pages 282-285 1994-1995						
,	AAB	atsuo TACHIZAKI,"The effect of intraperitoneal instillation of 32% dextran 70 on peritoneal repair", THE MEDICAL RONTLINE, vol. 44, pages 645-655 989 (with partial English translation)						
,	AAC	dideto GOMIBUCHI, et al., OBSTET. GYNECOL., vol. 54, no 10, pages 1856-1860 with partial English translation)						
,	AAD	Sachiko GOTOH et al., "Protective effect of sodium hyaluronate (SPH) against adhesion formation in flexor tendon of rats", OYO YAKURI (PHARMACOMETRICS, vol. 35, no. 5, pages 359-364 1988 (with partial English transliaton)						
,	AAE	N. Sh. MESKHYA, "Cerebral meningeal adhesions and possibilities of their prevention in plastic repair of meningeal defects (experimental study)", Vopr. Neirokhir., July-August (4) 1976 (with English abstract)						
,	AAE	Dalton A. BOOT, et al. "The prevention of adhesions after laminectomy, adverse results of zenoderm implantations into laminectomy sites in rabbits", CLINICAL ORTHOPAEDICS AND RELATED RESEARCH, no. 215, pages 296-302 1987						
	AAG	Paul Kurt MAURER, et al., "Vicryl (polyglactin 910) mesh as a dural substitute", J. NEUROSURG. vol. 63, pages 448-452 1985						
,	AAH	Hwan-Mo Lee, et al., "An experimental study on prevention of postlaminectomy scar formatoin", YONSEI MEDICAL JOURNAL, vol. 31, no. 4, pages 359-366 1990						
	AAI	J.L. PETRIE, et al., "Use of ADCON-L to inhibit postoperative peridural fibrosis and related symptoms following lumbar disc surgery: a preliminary report", EUR. SPINE J., vol. 5, suppl. 1, pages S10-S17 1996						
	AAJ	Jeffrey S. Ross, et al., "Association Between peridural scar and recurrent radicular pain after lumbar discectomy: magnetic resonance evaluation", NEUROSURGERY, vol. 38, no. 4, pages 855-863 1996						
,	AAK	Nicolas de TRIBOLET, et al., "Clinical assessment of a novel antiadhesion barrier gel: prospective, randomized, multicenter, clinical trial of adcon-l to inhibit postoperative peridural fibrosis and related symptoms after lumbar discectomy", THE AMERICAN JOURNAL OF ORTHOPEDICS, vol. 27, no. 2, pages 111-120 1998						
,	AAL	Luciano MASTRONARDI et al., "Efficacy of the morphine-adcon-L compound in the management of postoperative pain after lumbar microdiscectomy", NEUROSURGERY, vol. 50, no. 3, pages 518-525 2002						
A	AAM	Song LIU, et al, "A collagen-based sealant to prevent in vivo reformation of epidural scar adhesions in an adult rat laminectomy model", J. NEUROSURG: (SPINE 1), vol. 97, pages 69-74 2002						
,	AAN							
,	440							
/	AAP							
Examiner			Da	te Considered				
			citation is in conformance with MPEP 609; I with next communication to applicant.	Oraw line through citation if not in				